

# HOUSE BILL 471

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3lr1297

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By: **Delegate Lafferty**

Introduced and read first time: January 28, 2013

Assigned to: Appropriations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Institutions of Higher Education – Tuition Rates – Veterans**

3 FOR the purpose of requiring an honorably discharged veteran of the United States  
4 armed forces to present evidence of continuous residency in the State for a  
5 certain amount of time before the date of registration for courses at a public  
6 institution of higher education in the State to be exempt from paying  
7 nonresident tuition at the public institution of higher education; and generally  
8 relating to tuition rates for honorably discharged veterans of the United States  
9 armed forces.

10 BY repealing and reenacting, with amendments,  
11 Article – Education  
12 Section 15–106.4  
13 Annotated Code of Maryland  
14 (2008 Replacement Volume and 2012 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Education**

18 15–106.4.

19 (a) This section applies to the following individuals:

20 (1) An active duty member of the United States armed forces;

21 (2) The spouse of an active duty member of the United States armed  
22 forces;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) A financially dependent child of an active duty member of the  
2 United States armed forces;

3 (4) An honorably discharged veteran of the United States armed  
4 forces; or

5 (5) A member of the National Guard as defined in § 13-405(a)(3) of the  
6 Public Safety Article.

7 (b) Notwithstanding any other provision of this article, an individual  
8 described in subsection (a) of this section who attends a public institution of higher  
9 education in the State is exempt from paying nonresident tuition at a public  
10 institution of higher education in this State if:

11 (1) The active duty member referred to in subsection (a) of this  
12 section:

13 (i) Is stationed in this State;

14 (ii) Resides in this State; or

15 (iii) Is domiciled in this State;

16 (2) The honorably discharged veteran presents:

17 **(I) EVIDENCE OF CONTINUOUS RESIDENCY IN THIS STATE**  
18 **FOR 6 MONTHS IMMEDIATELY BEFORE THE DATE OF REGISTRATION FOR**  
19 **COURSES AT A PUBLIC INSTITUTION OF HIGHER EDUCATION IN THE STATE; AND**

20 **(II) [the] THE** following documentation within 4 years after the  
21 veteran's discharge:

22 **[(i)] 1.** Evidence that the veteran attended a public or private  
23 secondary school in this State for at least 3 years; and

24 **[(ii)] 2.** Documentation that the veteran graduated from a  
25 public or private secondary school in this State or received the equivalent of a high  
26 school diploma in this State; or

27 (3) The National Guard member described in subsection (a)(5) of this  
28 section is a member of the Maryland National Guard and joined or subsequently  
29 serves in the Maryland National Guard to:

30 (i) Provide a Critical Military Occupational Skill; or

1                   (ii) Be a member of the Air Force Critical Specialty Code as  
2 determined by the National Guard.

3           (c) Notwithstanding any other provision of this article, a spouse or  
4 financially dependent child of an active duty member who enrolls as an entering  
5 student in a public institution of higher education and is exempt from paying  
6 nonresident tuition under subsection (b) of this section shall continue to be exempt  
7 from paying nonresident tuition if:

8                   (1) The active duty member no longer meets the requirements of  
9 subsection (b)(1) of this section; and

10                   (2) The spouse or financially dependent child remains continuously  
11 enrolled at the public institution of higher education.

12           (d) The Commission shall adopt regulations in accordance with Title 10,  
13 Subtitle 1 of the State Government Article to implement the provisions of this section.

14           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 July 1, 2013.